

ELEGANT CHRISTMAS GIFTS



For all the good people of Fort Worth. First--For the Ladies' your free, full choice of any pair of Shoes in our house for \$3 85. Nothing reserved. The Ladies, know that means a \$5 00 or \$6 00 Shoe for \$3 85.

For the Boudoir, for evening wear, for any social function, elegant in design and beautifully ornamented.



DRESS SHOES for street wear for men of the very latest patterns, all styles of Toes, patent calf and enamel calf.

SANTA CLAUS was a shoemaker, and devoted much of his time to seeing little feet well clad. We have all his styles of shoes for the children.

Beautiful calendars for 1896 as Souvenirs.

CROWLEY & SIMMS

Headquarters for Fine Footwear.

TECHNICAL.

Points Bring About Many Releases.

COULD BE REMEDIED BY THE LEGISLATURE.

CHANGE THE JURIES.

WORDS OF ADVICE AS RECEIVED FROM THE PRESS OF THE STATE.

Proposals Made For the Betterment of the Criminal Code of Texas.

The Gazette has submitted to the Texas newspapers three resolutions, in substance as follows:

1. Do you believe the criminal law of Texas should be reformed?

2. What reforms would you propose?

3. Will you join in a resolute and persistent effort to secure a better system of law more satisfactory administration?

The following are some of the replies which have been received:

Baylor County Banner.
The efforts looking to a reformation of the criminal laws of Texas and especially the code of criminal procedure, meets with our sympathy and hearty cooperation. Under the present system the courts of the county are often times forced to being themselves into contempt with the wishes of the people while the real cause is not there, but lies at the door of state legislation. Under the law as it is today our courts of criminal justice have no choice frequently to reverse cases on mere technical grounds when they and the whole country feel that the judgment of the lower courts is correct and the defendant is innocent. They are required to reverse by the law for the reason that some unnecessary statutory requirement has been complied with. The court of appeals should be vested with authority by the legislature to affirm cases where it is apparent to their

Awarded Best Honors—World's Fair, DR. PRICE'S CREAM BAKING POWDER

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reforms beyond questioning that the defendant has had justice meted out to him and has not suffered from the errors of the courts.

The laws of evidence, too, of our state, need revision. In many cases as they now stand they seem to have been framed for the purpose of concealing instead of eliciting the truth.

Radical changes, also, are needed in the present jury system, for the most insurmountable barrier to the prompt and just administration of criminal law in the petit jury where the chief qualification in every important trial is such gross ignorance or stupidity as to almost preclude the possibility of the jurors having seen even a newspaper report of the case. The examination of a juror should be materially changed and a premium placed on general intelligence. Again, the requirement of a unanimity in a petit jury is a relic of barbarism. Three-fourths of a jury composed of twelve intelligent men agreeing on a verdict should be sufficient for the rendering of it. Under that rule the packing of a jury would be a practicable impossibility and a hung jury almost a thing of the past. Better still, however, would be to elect a jury of say three qualified men for each judicial district to try all cases, both civil and criminal, that might come before them, and let their verdicts be under the two-thirds rule. The law under that rule would be fairly administered to all parties and we would have jurors paid to push, impossible to hang and unnecessary for courts to be crowded.

D. M. NORWOOD,
Editor Baylor County Banner.

Pecos Valley News.
Editor Gazette:
I heartily favor a reform in the criminal laws of Texas. I would propose four reforms, which include many of those suggested by you. Under the present system reading men—those who are more intelligent and consequently less liable to prejudice—are usually excluded on the ground that having read a case they have formed opinions. Then allow two-thirds or three-fourths to render verdicts.

2. Pay district judges such salaries as will induce good lawyers to go upon the bench, thus securing such rulings. In the lower courts as will stand the test of our appellate courts. It would be economy for Texas to pay district judges \$10,000 a year rather than the expenses of numerous trials.

3. Take the judiciary out of politics and make the tenure of office life or during good conduct.

4. Let the legislature provide for the appointment of a commission of five or seven jurists to submit a criminal code at the next or a called session of that body. Pay for men competent to do this.

In answer to your third question I am ready to do all in my power to induce reforms in our laws. I believe that the courts of this state are as profitable by the present inefficient code may oppose you. I wish to commend your efforts to better our laws and hope to see the time speedily come when the guilty can be punished with-out properly to the innocent.

L. R. SHOOK,
Editor Pecos Valley News.

Buffalo Gap Messenger.
Editor Gazette:
Replying to the queries referred by you to the Texas press, permit me to say I am unlearned in the law; am unfamiliar with court procedure and the musty and mystifying procedure followed by the higher courts when setting aside the verdicts of juries and overruling the judgment of trial judges; hence I am unable to determine which most needs reforming—our criminal code or our judiciary. That either the statutes or the courts should be radically reformed does not admit of a doubt, and I in common with all peace and order loving citizens of Texas, sincerely thank you for the hope to see the discussion of this question, so vital to the present and future welfare of the people and the good name of Texas, as the greatest commonwealth in this grand union of states.

To reach and cure the defects in our criminal law, if it does exist, it is criminal law, it is thoroughly a public opinion on the subject of the reformation sought. If the evil complained of is traceable to our criminal code, high or low; or if it is chargeable to our jury system, it is equally necessary to awaken the popular conscience. It is the duty of the press to see that the lives and property of innocent citizens. Were that conscience

fully awakened, no man, unless he be pledged to labor for the needed legal reforms, would be seated in our legislative halls. As it is, it is tainted with even a suspicion of venality or doubtful rectitude, would be permitted to sit upon the bench; no citizen whose character was besmudged or whose intellect was below mediocrity, would be allowed to sit in the jury box, then would crime be speedily punished and justice be fully vindicated. But so long as that awakening is deferred, we are destined to suffer the ills that follow in the wake of perverted justice.

As to the legal remedies needed, I will simply add: Let our statutes be as plain and simple that they will not be susceptible of a half dozen constructions. Appoint, instead of electing, judges to the bench. Permit none but honest, intelligent men to serve as jurors, making a two-thirds vote stand as the verdict of the jury. If the verdict of the jury is unanimous, no court to set it aside except upon the testimony of the entire innocence of the condemned party shall be established.

After again thanking you for your noble stand in behalf of law and order in our beloved state, and assuring you of my cooperation, I subscribe myself,

L. W. P. RYBOM,
Editor Buffalo Gap Messenger.

A Protest From Claude.
Editor Gazette:
I have read with interest the replies to your questions concerning the criminal laws and procedure of Texas and I cannot refrain from expressing my opinion. Honesty of purpose must be conceded to the authors of these replies, but the very absurdity of their statements serves to show their utter ignorance of the subject matter of which they write, and their impotent threats at our higher courts betray an absence of the least idea of their function. The first in the list of replies is that of Mr. W. M. Pierson of "Wide Awake." His starts it with the broad assertion, "The criminal statute of Texas need revision." Then follows a reference to the case of the State vs. L. R. Williams, appealed from Dallas county. Now, every trial court contains rules of procedure and evidence must govern. It would not be justice to try one with a jury and another with six. In order that justice may be done it is necessary that every citizen of the state (being equal under the law) be allowed the same legal privileges and subject to the same laws. In order that trials may be conducted systematically, impartially and fairly, the rules or laws governing these trials must be imperative. The laws governing these matters in Texas have been evolved from principles of fairness to every one. Line upon line and precept upon precept have been handed down until now we have the present criminal procedure and laws of Texas, perfect as far as fallible humanity has been able to make it. One of these laws is, "The proof must correspond with the allegations." If justice be done this rule must be applied equally to every man accused of crime. Law is law, and should deal with every man alike. The court of appeals does not make law. Then if the state failed to prove that Williams killed the person he was charged with killing, he is not guilty. They applied the rule just stated, and the rule is no respecter of persons. This clearly shows the ignorance of the author of this reply when he assumes that the court of appeals "made a law unto themselves."

Next comes Mr. C. B. Bassel of the Stephenville Journal and refers to the same case, saying: "The case of L. R. Williams is only one of the most flagrant instances of injustice rendered by the court of appeals." What wonderful assurance! He says further, "No court can be forced to do what it is not created to do." Here, indeed, is something new. It has remained for the editor of the Stephenville Journal, who is the author of the article, to create a new use of power, to invest it with still more and greater power—a power it never possessed, that of enforcing law. No court can be forced to do what it is not created to do, and the law created the court of appeals. The law says the court of appeals must hear in acquiescence, and so they did in the case of L. R. Williams. But our editor goes still further and gets more rabid as he proceeds, and says, "Such instances as this only emphasize the absolute necessity of amendments that will rob a corrupt tribunal of the power to cheat

justice and defeat the aim and intent of the law." Such assumption as this is inexcusable, even though based on the grossest ignorance, as it is. But, to show his inconsistency, he goes on further and says: "That section of the law which gives a mere technical error or mistake lower to save the guilty man from the justly-earned punishment of his crime should be repealed." But a few lines above he was hailing indignations of corruptness at the court of appeals, saying that an court could be mightier than the laws it was created to enforce. Now he wants the law directing and authorizing the court of appeals to do these things repealed. Is the court corrupt for carrying out the instructions of the law that created it?

These are samples of the replies. Mr. S. P. Evans of the Van Alstyne News is the only one so far as I have seen who lacks the ability to be consistent. He says, "I am not a lawyer, but I am a citizen, and I am entitled to my share of justice." He then proceeds to discuss the subject because of unacquaintance with it. He is right. It is easier to suggest reforms than to execute them. It is easier to destroy than to build. Our present system of criminal procedure, while perhaps not perfect, is based upon principles of justice to all men. The fault that our friends the editors seem to have found in that state does not succeed in convicting all men who are accused of crime. They seem to want every man's guilt presumed until his innocence is established. I have not time nor space to discuss this matter in detail, but I stand to defend the laws of my state until better ones are enacted. I stand to defend the integrity of the courts and the honor of the judges. I stand to defend the rights of the accused and the rights of the innocent. I stand to defend the laws of my state until better ones are enacted. I stand to defend the integrity of the courts and the honor of the judges. I stand to defend the rights of the accused and the rights of the innocent.

AT THE THEATRE.
Creston Clarke in Romeo and Juliet and Paul's Revenge.

The matinee performance at Greenwall's opera house yesterday was by Mr. Creston Clarke and company in "Romeo and Juliet." The magnificent old tragedy, one of the grandest productions of the great dramatist, testifies to the force when performed by Mr. Clarke in a manner that portrayed a high order of dramatic genius. Miss Adelaide Prince, who would have been approved by her impersonation of one of the loveliest creations of Shakespeare in all his successful tragedies, was a great success in the great South. So far as her acting was concerned, the presentation was excellent. The play is a grand story, and would have attracted a splendid evening's entertainment had it not been for the poor support given Mr. Clarke. It is his part with some credit, but the balance of the company was in the main very amateurish.

FOR THE NEWSBOYS.
A Christmas Tree Will Be Given to the Sunday School.

Mr. D. T. Copher, city treasurer of the Gazette, has charge of an interesting Sunday-school for the newsboys, which meets regularly every Sunday morning at the Gazette office. The boys, who are from twelve to fifteen years of age, are interested in their school and it is a source of much good for them. Mr. Copher intends to give the boys a Christmas tree which will be decorated with the occasion with delight. Mr. Copher hopes that the good people will remember the boys and will present them with gifts of food, clothing, or other useful gifts. Such kindness to the newsboys, many of whom have scant opportunities to receive the good things of life, will be truly a good deed and will be highly appreciated by Mr. Copher and the boys.

A BEAUTIFUL FACE.
Within the Reach of Every Fort Worth Lady.

It is possible for the ladies of Fort Worth who may be suffering from some blemish of the face to have the same removed and their face made beautiful. Madame Tully, who has rooms at the Worth, will remain in the city until Friday, and will demonstrate to her callers that she can do what she says. The facial baths she administers accomplish wonders, removing blemishes, clearing the complexion, and leaving the skin soft and smooth. Her treatment is endorsed by all leading physicians. Until Friday all her famous remedies will be sold at half price. The ladies are cordially invited to call and consult Madame Tully.

FOR THE EMPLOYERS.
Resolutions Passed by the W. T. C. U. at the Last Meeting.

At the last meeting of the W. T. C. U. the following resolutions were adopted:

1. That we, the members of the W. T. C. U. will endeavor as far as possible to do all our trading before 4 p. m. Saturday.

2. That, in the special case of groceries, we will make our orders early in the day, that they may be delivered before night.

3. That any article, such as meat, ice, etc., which can be kept over, we will lay in Saturday for Sunday.

4. That we will endeavor to influence others to join in these resolutions.

5. That a copy of said resolutions be sent to the Gazette and the Mail-Telegram.

Fireworks of all kinds, that explode in wonderful and beautiful shapes, at Turner & Dinges's.

H. S. Johnson, of Perry; E. J. Glendon, of Mendenhall; O. T. and Jesse Campbell, of Perry. The directors have elected the following officers: R. Finley Conover, president; A. A. Bell, of Clinton, Mo., first vice-president; R. H. Barry, of Russell, Ind., second vice-president; H. S. Johnson, secretary. The road will run from Emporia, I. T., to Port-Wall, I. T., and Vernon, Tex.

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STRINGENT

Was the Resolution Against Whisky.

METHODIST CONFERENCE DAYS. TAINS FOR PROHIBITION.

REPORTS ADOPTED.

THE NAME OF ALEXANDER INSTITUTE CHANGED—DR. McLEAN ADDRESSES CONFERENCE.

Bishop Keener Will Preach Today. Opera House Will Be Used For Bishop's Lectures.

Texarkana, Ark., Dec. 21.—(Special.)—Bishop John C. Keener called to order the fourth day's session of the East Texas Methodist Conference this bright sunny morning at 9 o'clock.

The minutes of yesterday were read and adopted.

The report of the Sunday school board, and its treasurer, was read and adopted.

The conference adopted the report of the committee on conference relations.

The secretary read the temperance committee's report, and it was promptly adopted.

The report filed by the committee on books and periodicals, after being discussed by Dr. R